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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,
11

12 Plaintiff,

13 v.

14 ERIK ROJO,

15 Defendant.
16

Case No. 2:23-cr-00216-APG-EJY

**STIPULATION TO CONTINUE
REVOCATION HEARING**
(First Request)

17 IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson,
18 United States Attorney, and Justin J. Washburne, Assistant United States Attorney, counsel for
19 the United States of America, and Rene L. Valladares, Federal Public Defender, and Rick Mula,
20 Assistant Federal Public Defender, counsel for Erik Rojo, that the Revocation Hearing currently
21 scheduled on August 20, 2024, be vacated and continued to a date and time convenient to the
22 Court, but no sooner than four (4) months.

23 This Stipulation is entered into for the following reasons:

24 1. United States Probation Officer Cecil McCarroll executed a Petition for
25 Summons for Offender Under Supervision on March 11, 2024. (ECF No. 5.)

26 2. The Court granted the petition on March 14, 2024. (ECF No. 6.)

1 3. Mr. Rojo made an initial appearance (at liberty) on March 28, 2024. (ECF No.
2 9.) The government did not seek detention, and Mr. Rojo was not detained. (*Id.*) The Court set
3 a revocation hearing for April 15, 2024. (*Id.*)

4 4. The Court later continued the revocation hearing to April 16, 2024. (ECF No.
5 12.)

6 5. The revocation hearing took place on April 16, 2024. (ECF No. 14.) Mr. Rojo
7 admitted to the violations alleged in the petition. (*Id.*) The Court then held this matter in
8 abeyance to allow Mr. Rojo time to come into compliance. (*Id.*) The Court continued the
9 revocation hearing to August 20, 2024. (*Id.*)

10 6. Counsel for the parties conferred with Officer McCarroll in advance of the
11 August 20, 2024 revocation hearing. Officer McCarroll informed the parties that Mr. Rojo was
12 arrested by his state court probation officer on parole violations on May 10, 2024, and was
13 continuously incarcerated until his release on August 6, 2024. (The violations mirrored those
14 in this case.) Officer McCarroll proposed continuing the revocation hearing for another four
15 months to allow Mr. Rojo time to regain compliance with the conditions of his supervised
16 release. The parties agreed with Officer McCarroll's proposal.

17 7. The defendant is out of custody and agrees with the need for the continuance.

18 8. The parties agree to the continuance.

19 This is the first request for a continuance of the revocation hearing.

20 DATED this 9th day of August, 2024.

21
22 RENE L. VALLADARES
23 Federal Public Defender

 JASON M. FRIERSON
 United States Attorney

24 By /s/ Rick Mula

25 RICK MULA
26 Assistant Federal Public Defender

 By /s/ Justin J. Washburne

 JUSTIN J. WASHBURNE
 Assistant United States Attorney

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ERIK ROJO,

Defendant.

Case No. 2:23-cr-00216-APG-EJY

ORDER

IT IS THEREFORE ORDERED that the revocation hearing currently scheduled for August 20, 2024 at 9:30 a.m., be vacated and continued to December 19, 2024 at the hour of 9:30 a.m. in Courtroom 6C.

DATED this 12th day of August, 2024.



UNITED STATES DISTRICT JUDGE